

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**HY-KO PRODUCTS COMPANY LLC**

v.

**THE HILLMAN GROUP INC.**§  
§  
§  
§

CIVIL ACTION NOS. 2:21-CV-00197-JRG

**MINUTES FOR JURY TRIAL DAY NO. 3  
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP  
October 5, 2022**

**OPEN: 08:28 AM****ADJOURN: 06:18 PM**

ATTORNEYS FOR PLAINTIFF: See attached

ATTORNEYS FOR DEFENDANT: See attached

LAW CLERKS: Harris Huguenard  
Patrick Clark  
Katie Albanese

COURT REPORTER: Shawn McRoberts, RMR, CRR

COURTROOM DEPUTY: Andrea Brunson, CP

<b>TIME</b>	<b>MINUTE ENTRY</b>
08:28 AM	Court opened.
08:28 AM	Exhibits used prior day read into the record.
08:32 AM	Jury entered the courtroom.
08:32 AM	Witness sworn. Direct examination of Mr. Andrew Carter by Mr. Elkins.
09:31 AM	<b>Courtroom sealed.</b>
09:31AM	Off the record.
09:32 AM	On the record.
09:32 AM	Continuation direct examination of Mr. Andrew Carter by Mr. Elkins.
09:33 AM	<b>Courtroom unsealed.</b>
09:34 AM	Continuation direct examination of Mr. Andrew Carter by Mr. Elkins.
09:42 AM	Bench conference.
09:44 AM	Bench conference concluded.
09:44 AM	Off the record.
09:46 AM	On the record.
09:46 AM	<b>Courtroom sealed.</b>
09:47 AM	Continuation direct examination of Mr. Andrew Carter by Mr. Elkins.
09:55 AM	<b>Courtroom unsealed.</b>

TIME	MINUTE ENTRY
09:55 AM	Continuation direct examination of Mr. Andrew Carter by Mr. Elkins.
10:02 AM	<b>Courtroom sealed.</b>
10:03 AM	Continuation direct examination of Mr. Andrew Carter by Mr. Elkins.
10:12 AM	<b>Courtroom unsealed.</b>
10:13 AM	Continuation direct examination of Mr. Andrew Carter by Mr. Elkins.
10:14 AM	Jury recessed for break.
10:16 AM	Recess.
10:33 AM	Court reconvened.
10:33 AM	Additional exhibits used prior day read into the record.
10:35 AM	Jury returned to courtroom.
10:36 AM	Cross examination of Mr. Andrew Carter by Mr. Briody.
11:08 AM	Bench conference.
11:08 AM	Bench conference concluded.
11:08 AM	Continuation cross examination of Mr. Andrew Carter by Mr. Briody.
11:21 AM	Bench conference.
11:23 AM	Bench conference concluded.
11:23 AM	Continuation cross examination of Mr. Andrew Carter by Mr. Briody.
11:54 AM	Bench conference.
11:54 AM	Bench conference concluded.
11:54 AM	Continuation cross examination of Mr. Andrew Carter by Mr. Briody.
12:05 PM	Redirect examination of Mr. Andrew Carter by Mr. Elkins.
12:12 PM	Completion of testimony of Mr. Andrew Carter.
12:13 PM	Jury recessed for lunch.
12:14 PM	Recess.
01:25 PM	Court reconvened.
01:25 PM	Jury returned to courtroom.
01:26 PM	Witness sworn. Direct examination of Mr. Steven DeVries by Mr. Auvil.
01:41 PM	Cross examination of Mr. Steven DeVries by Ms. Truelove.
02:01 PM	Redirect examination of Mr. Steven DeVries by Mr. Auvil.
02:02 PM	Completion of testimony of Mr. Steven DeVries.
02:03 PM	Hy-Ko rested its case-in-chief.
02:03 PM	Hillman's case-in-chief:
02:03 PM	Witness sworn. Direct examination of Mr. Brett Hillman by Ms. Truelove.
02:26 PM	Bench conference.
02:27 PM	Bench conference concluded.
02:27 PM	Continuation direct examination of Mr. Brett Hillman by Ms. Truelove.
02:32 PM	Jury recessed for break.
02:32 PM	Recess.
02:48 PM	Court reconvened.
02:48 PM	Bench conference.
02:50 PM	Bench conference concluded.
02:50 PM	Jury returned to courtroom.
02:51 PM	Continuation direct examination of Mr. Brett Hillman by Ms. Truelove.
02:52 PM	Cross examination of Mr. Brett Hillman by Mr. Meckes.

<b>TIME</b>	<b>MINUTE ENTRY</b>
03:11 PM	Completion of testimony of Mr. Brett Hillman.
03:11 PM	Witness sworn. Direct examination of Mr. Jim White by Mr. Lelutiu.
03:50 PM	Cross examination of Mr. Jim White by Mr. Meckes.
04:10 PM	Redirect examination of Mr. Jim White by Mr. Lelutiu.
04:12 PM	Recross examination of Mr. Jim White by Mr. Meckes.
04:12 PM	Completion of testimony of Mr. Jim White.
04:12 PM	Witness sworn. Direct examination of Mr. George Heredia by Mr. Schubert.
04:39 PM	Jury recessed for break.
04:40 PM	Recess.
04:50 PM	Court reconvened.
04:50 PM	Jury returned to courtroom.
04:51 PM	Continuation direct examination of Mr. George Heredia by Mr. Schubert.
05:50 PM	Cross examination of Mr. George Heredia by Mr. Jaketic.
05:56 PM	Bench conference.
06:01 PM	Bench conference concluded.
06:01 PM	Continuation cross examination of Mr. George Heredia by Mr. Jaketic.
06:14 PM	Completion of testimony of Mr. George Heredia.
06:15 PM	Jury recessed until 8:30 AM tomorrow.
06:18 PM	Court reminded parties to continue with their meet and confer efforts re: overnight demonstrative disputes.
06:18 PM	Court adjourned.